

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CONSELLATION NEWENERGY, INC.,

Plaintiff,

v.

WEST SIDE MANHATTAN REAL ESTATE,  
LLC,

Defendant,

20-CV-8448 (DEH)

ORDER

WEST SIDE MANHATTAN REAL ESTATE,  
LLC,

Third-Party Plaintiff,

v.

JOHN HAJJAR, M.D., REGENT MEDICAL  
PROPERTIES LLC, and BARTON SCHACK,

Third-Party Defendants.

DALE E. HO, United States District Judge:

On September 16, 2024, the Court received a motion from Defendant requesting the Court strike Plaintiff's oversized responsive briefing, *see* ECF No. 126, to Defendant's motion for summary judgment because it is in contravention of this Court's August 5, 2024 endorsement order, *see* ECF No. 116. *See generally* Def.'s Mot. 1, ECF No. 133. Defendant complied with this Court's order and filed responsive briefing within the 10-page limit agreed upon by the parties; but Plaintiff exceeded this limit by filing a 13-page responsive brief.

Accordingly, Plaintiff is ORDERED *either* (1) to file a response letter—not to exceed two pages—to Defendant's motion to strike, *or* (2) to file amended opposition briefing—not to exceed 10 pages—to Defendant's motion for summary judgment. Plaintiff's filing in response to this Order is due by September 18, 2024.

SO ORDERED.

Dated: September 17, 2024  
New York, New York



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DALE E. HO  
United States District Judge